

Justice Committee Meeting Minutes

The Justice Committee of the McLean County Board met on Monday, December 9, 2002 at 5:15 p.m. in Room 700 of the McLean County Law and Justice Center, 104 W. Front Street, Bloomington, Illinois.

Members Present: Chairman Renner, Members Nuckolls, Kinzinger, Rodgers and Rackauskas

Members Absent: Member Johnson

Staff Present: Mr. John Zeunik, County Administrator; Mrs. Carmen I. Zielinski, County Administrator's Office

Department Heads/
Elected Officials

Present: Ms. Joan Naour, Correctional Health Services; Ms. Billie Larkin, Director, Children's Advocacy Center; Mr. Dave Goldberg, Director, Juvenile Detention Center; Ms. Beth C. Kimmerling, Coroner; Ms. Sandra Parker, Circuit Clerk; Ms. Amy Davis, Public Defender; Mr. William Yoder, State's Attorney; Sheriff David Owens, McLean County Sheriff's Department; Chief Deputy Derick Love, McLean County Sheriff's Department; Mr. Bill Gamblin, Director, E-911/ETSB

Members of the

Public Present: Ms. Barbara Stuart, Alternatives to Jail Committee, League of Women Voters

Due to a lack of quorum, Chairman Renner decided to discuss Items for Information in the Agenda.

Chairman Renner referred to the Children's Advocacy Center Monthly Statistical Report. Ms. Billie Larkin, Director, Children's Advocacy Center, quickly explained the Court Appointed Special Advocate (CASA) Report. It is a program where community volunteers are trained to advocate for the best interest of the child in court. Ms. Larkin noted that the CASA Report reflects a large number of resignations of Special Advocates. Ms. Larkin explained that as CASA updated their data base, each inactive volunteer was sent a letter asking when they would be available to take a case. The ten individuals that were unable to be active for the next year were placed in the resigned category.

Ms. Larkin noted that the number of physical abuse cases have increased. The new medical facility handles these types of cases making the process more streamlined and comfortable for the children.

Ms. Beth C. Kimmerling, Coroner, discussed the Coroner's Office Monthly Report. Ms. Kimmerling noted that the report also included September's Monthly Report because the Coroner's Office was not represented at last month's meeting, due to a Justice Committee Meeting Minutes

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death in the family of the staff person scheduled to represent Ms. Kimmerling. Ms. Kimmerling explained that her reports show figures for autopsies performed for deaths that occurred in and autopsies performed for other Counties. Another item shown in the report is the number of inquests performed by the Coroner's Office. Some of the revenue brought in by the Coroner's Office is through the copy fees charged through the Freedom of Information Act for copies of files, morgue fees and tissue procurement.

Ms. Sandra Parker, Circuit Clerk, presented the new members of the Justice Committee with a copy of the Circuit Clerk's definitions and explanation of the Statistical Report. Ms. Parker stated that the Circuit Clerk's monthly reports are reports mandated by the Administrative Office of Illinois Court and they dictate the format of the reports. For most of the reports, the same formula is used to arrive at the ending figure. The formula consists of adding new filings, add the filing reinstated, add this figure to the beginning pending number and subtract the number of cases disposed to arrive at the end pending monthly figure. These reports are used by the Administrative Office of Illinois Court to document county-by-county management caseloads.

Mr. Bill Gamblin, Director, E-911/ETSB, discussed the Status Report for the E-911 System. Mr. Gamblin stated that he is working on two documents to present to the Committee in the near future. One document is a Briefing Book for the benefit of the new members and a White Paper on all of the issues that will impact the Enhanced 911 System in regards to database technology.

Mr. Gamblin explained that the Enhance 911 System was formed under the Emergency Telephone Systems Act, that enabled the Emergency Telephone System Board (ETSB) to be formed. The ETSB has a mandate to collect a telephone surcharge in order to install and pay for the operation of an Enhanced 911 System. The 911 System consists of two parts: the database and the telephone network. The mandate details that ETSB handle the telephone networking needed to deliver a 911 call from the time someone picks up the telephone and dials 911 to the time that it is routed a dispatcher. ETSB is also responsible for the addressing that verifies where people are located where they say they are physically within the County. ETSB also provides new addresses in the rural areas, new addresses for new construction and maintain a Master Street Address Guide (MSAG). The MSAG contains all the streets within McLean County, the high and low range of addresses, and which agency handles the Police, Fire and EMS for that particular address.

Mr. Gamblin noted that the Enhanced 911 System is overseen by the Illinois Commerce Commission under two rules. The rules that govern Enhanced 911 are Public Act 750 and the Administrative Rule 725. Each year, Enhanced 911 has to confirm that the database errors are less than 1% for addressing. McLean County has 146,000 database records and presently the errors stand at 208, which is less than the 1% mandated.

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Member Kinzinger entered the meeting.

With a quorum present, Chairman Renner called the meeting to order at 5:49 p.m.

Chairman Renner asked for approval of the Justice Committee minutes of November 4 and November 19, 2002 as presented.

Motion by Kinzinger/Nuckolls to approve the November 4 and November 19, 2002 Justice Committee meeting minutes. Motion carried.

Chairman Renner invited Ms. Barbara Stuart, Alternative to Jail Committee, to address the Justice Committee.

Ms. Barbara Stuart addressed the Committee regarding a Status Report on Alternative to Jail Recommendations. Ms. Stuart briefly discussed some easily implemented Alternatives to Jail such as a Pre-Trial Screening Program, Electronic Monitoring Program and Victim/Offender Dialogue and Mediation Program. Ms. Stuart mentioned some Alternatives to Jail with long-term effects, such as a Drug Court and In-Jail/Post Release Mentoring Program and a Community Justice Advisory Council.

Member Rackauskas entered the meeting.

Ms. Stuart concluded that Electronic Monitoring is considerably more effective than Court I-Bond, also known as Personal Recognizance Bond. Ms. Stuart referred to a book she presented to some of the members regarding Offender Supervision with Electronic Technology Guide. Chairman Renner stated that the Administrator's Office will continue to work with the other Justice Offices for some of the programs recommended by the Alternatives to Jail Committee. Chairman Renner asked Ms. Stuart to return for the January 6, 2003 Justice Committee meeting and continue her discussion.

Ms. Joan Naour, Director, Correctional Health Services, requested renewal of a Contract with Dennis Krug, DDS, for the Provision of Dental Clinician Services for the McLean County Adult Detention Facility. Ms. Naour stated that this is a two-year renewal negotiated on a yearly basis. The rate for year 2003 is a 4% increase.

Motion by Kinzinger/Nuckolls to recommend approval of a Contract Renewal with Dennis Krug, DDS, for the Provision of Dental Clinician Services for the McLean County Adult Detention Facility. Motion carried.

Ms. Naour presented a request for renewal of a Contract with OSF Healthcare Systems and Kenneth Ionue, M.D., for Physician Services for the McLean County Adult Detention Facility. Ms. Naour informed the Committee that the original contract proposed a 4% increase. However, as a result of further negotiations, OSF has agreed to reduce the increase to 3%, both for the Adult and the Juvenile Detention Facilities.

Motion by Kinzinger/Nuckolls to recommend approval of a Contract Renewal with OSF Healthcare Systems and Kenneth Ionue, M.D., for Physician Services for the McLean County Adult Detention Facility, as amended.
Motion carried.

Ms. Naour presented a request for renewal of a Contract with McLean County Center for Human Services for the Provision of Mental Health Services for the McLean County Adult Detention Facility. Ms. Naour noted that the proposed renewal reflects a 2.6% increase in rate.

Motion by Nuckolls/Rodgers to recommend approval of a Contract Renewal with McLean County Center for Human Services for the Provision of Mental Health Services for the McLean County Adult Detention Facility.
Motion carried.

Mr. Dave Goldberg, Superintendent, McLean County Juvenile Detention Center, presented request for approval of a Contract with OSF Healthcare Systems for the Physician Services for the McLean County Juvenile Detention Facility. Mr. Goldberg noted that the rate for this contract was negotiated down to a 3% increase.

Motion by Nuckolls/Kinzinger to recommend approval of a Contract with OSF Healthcare Systems for the Physician Services for the McLean County Juvenile Detention Facility.
Motion carried.

Mr. Goldberg discussed a request for approval of a Contract with Ms. Cathy Vogel for Counseling Services for the McLean County Juvenile Detention Facility. Mr. Goldberg stated that Ms. Vogel provides In-House Services, 24-Hour Crisis Calls Services and Group Therapy. Chairman Renner noted that detailed descriptions of the services Ms. Vogel provides can be found on Pages 40 and 41 of the Justice Committee Packet.

Motion by Nuckolls/Kinzinger to recommend approval of a Contract with Ms. Cathy Vogel for Counseling Services for the McLean County Juvenile Detention Facility. Motion carried.

Mr. Goldberg discussed a request for approval of an Emergency Appropriation Ordinance

Amending the McLean County Fiscal Year 2002 Combined Annual Appropriation and Budget Ordinance, Juvenile Accountability Grant Fund 0005, Court Services 0022, Juvenile Probation. Mr. Goldberg explained that in December of 2001, Court Services accepted a Juvenile Detention Accountability Block Grant in the amount of \$14,218.00. This grant required a County match of \$1,580.00. The total expenditures for items purchased exceeded the grant award and local match by \$93.44 due to shipping and handling charges. Therefore, an emergency appropriation in the amount of \$93.44 is being requested so that this grant may be closed in the Treasurer's Office.

Motion by Rodgers/Nuckolls to recommend approval of an Emergency Appropriation Ordinance Amending the McLean County Fiscal Year 2002 Combined Annual Appropriation and Budget Ordinance, Juvenile Accountability Grant Fund 0005, Court Services 0022, Juvenile Probation. Motion carried.

Mr. Goldberg referred to a request for approval of a Resolution requesting State Funding of Residential Treatment for Selected Juvenile Offenders. Mr. Goldberg stated that the Illinois Department of Children and Family Services (DCFS) is required, by State law, to provide reimbursement to counties for certain wards of the facility. The funding of the program comes from the State of Illinois. McLean County expects to receive around \$3,000.00 to \$4,000.00 on a yearly basis. Chairman Renner noted that in a memo from Mr. Steven Watts, Assistant State's Attorney, Knox County, wrote, " Illinois law gives the Department of Children and Family Services (DCFS) the discretion to use up to 3% of its budget to help defray treatment costs. For Fiscal Year 2000, the budget for DCFS was \$925,255,600.00. Three percent of the budget was \$27,757,668.00. The actual amount budgeted for these treatment costs was \$336,000.00." Chairman Renner stated that this request should be referred to the Executive Committee's Legislative Subcommittee. Presently, the percentage being reimbursed to McLean Count is substantially lower than the 3% documented.

Motion by Kinzinger/Rackauskas to send the request for approval of a Resolution requesting State Funding of Residential Treatment for Selected Juvenile Offenders to the Executive Committee's Legislative Subcommittee for review and recommendation. Motion carried.

Ms. Amy Davis, Public Defender, presented requests for approval of contracts for Special Public Defenders Alan Novick, Anthony Tomkiewickz, David Butler, Lee Ann Hill and John L. Wright, Attorneys at Law. Ms. Davis clarified some of the budget changes made regarding these contracts. Ms. Davis stated that the contract for Mr. Novick was cut in half based on a request by the Administrator's Office and the number of hours Mr. Novick devoted to the cases assigned to him. Mr. Tomkiewickz, Ms. Hill and Mr. Wright's Justice Committee Meeting Minutes

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contracts have been negotiated down by \$4,000.00. Ms. Davis explained that Mr. Butler's contract was not reduced because he handles all of the post conviction and sexually violent cases for the Public Defender's Office, which are both extremely time consuming and demanding.

Mr. Zeunik commended Ms. Davis for the cutbacks she was able to successfully negotiate. Ms. Davis renegotiated contracts and achieved substantial savings in the General Fund.

Motion by Rackauskas/Rodgers to recommend approval of contracts for Special Public Defenders Alan Novick, Anthony Tomkiewickz, David Butler, Lee Ann Hill and John L. Wright, Attorneys at Law. Motion carried.

Ms. Davis noted that the Public Defender's Office will have a new traffic attorney, due to a shift of personnel between the State's Attorney's Office and the Public Defender's Office.

Sheriff Dave Owens, McLean County Sheriff's Department, requested approval of three Intergovernmental Agreements between McLean County and the City of Bloomington, Town of Normal and Illinois State University for Centralized Booking Services. Sheriff Owens stated that the collection of fingerprints, mugshots, bonding and transportation has been provided by the McLean County Sheriff's Department for many years now.

Motion by Kinzinger/Rackauskas to recommend approval of three Intergovernmental Agreements between McLean County and the City of Bloomington, Town of Normal and Illinois State University for Centralized Booking Services. Motion carried.

Mr. Nuckolls abstained from voting because of a conflict of interest.

Sheriff Owens requested approval to enter into a Typewriter Maintenance Agreement with Paxton's Inc. Sheriff Owens noted that Paxton's Inc. was the only company that responded to the bid request at \$750.00 per year.

Motion by Nuckoll/Rackauskas to recommend approval to enter into a Typewriter Maintenance Agreement with Paxton's Inc. Motion carried.

Sheriff Owens requested approval to award a Jail Kitchen Chemical Bid to Ecolab for the Sheriff's Department. Sheriff Owens stated that this bid is made on a yearly basis and Ecolab has consistently responded with quality service and materials.

Motion by Kinzinger/Rackauskas to recommend approval to award a Jail Kitchen Chemical Bid to Ecolab for the Sheriff's Department. Motion carried.

Sheriff Owens requested approval of a Contract for Inmate Chaplain Services for the McLean County Detention Facility. Sheriff Owens noted that Chaplain Colleen Bennett has been the Chaplain for the last six and half years. The proposed contract will expire December 31, 2003 with a 3.5% increase.

Motion by Kinzinger/Rodgers to recommend approval of a Contract for Inmate Chaplain Services for the McLean County Detention Facility. Motion carried.

Sheriff Owens requested approval of a Letter of Understanding between McLean County and the Regional Office of Education for McLean and DeWitt Counties. Sheriff Owens stated that this contract is identical to last year's contract. This program provides a General Education Program (GED) for the inmates' benefit.

Motion by Rodgers/Kinzinger to recommend approval of a Letter of Understanding between McLean County and the Regional Office of Education for McLean and DeWitt Counties. Motion carried.

Sheriff Owens requested approval of a Maintenance Agreement with Identix for Live-Scan Maintenance for the McLean County Detention Facility. Sheriff Owens stated that Live-Scan is the electronic means of fingerprinting and processing offenders. A maintenance agreement is needed to keep this system running.

Motion by Kinzinger/Rodgers to recommend approval of a Maintenance Agreement with Identix for Live-Scan Maintenance. Motion carried.

Sheriff Owens briefly discussed the Detention Facility Monthly Report for the benefit of the new members.

Chairman Renner suggested that the new members of the Justice Committee schedule a tour of the Jail with Sheriff Owens or Chief Deputy Love.

Chairman Renner asked for a motion to enter into an Executive Session to discuss Personnel/Employment Issues in the State's Attorney's Office.

Motion by Kinzinger/Nuckolls to enter into Executive Session to discuss Personnel/Employment Issues. Motion carried.

The Justice Committee entered Executive Session at 6:33 p.m.

Motion by Kinzinger/Nuckolls to exit Executive Session and return to regular meeting. Motion carried.

The Justice Committee resumed their regular meeting at 6:51 p.m.

Motion by Kinzinger/Rodgers to recommend approval of the Re-Organization Proposal in the State's Attorney's Office.

Chairman Renner stated that he would vote on this motion.

Motion carried.

Mr. Bill Yoder, State's Attorney, briefly discussed the Case Load Report and the Asset Forfeiture Report for the State's Attorney's Office.

Mr. Zeunik requested approval of a Purchase of Services Agreement between McLean County and the Children's Foundation for the Provision and Administration of a Supervised Visitation and Safe Exchange Grant Program. Mr. Zeunik explained that McLean County applied for a grant from the Department of Justice under their Safe Havens: Supervised Visitation and Safe Exchange Grant Program. McLean County received notification of a grant award in the amount of \$223,559.00 for the provision and administration of the program. Mr. Zeunik stated that the Children's Foundation is willing to undertake the responsibility for providing and administering the program.

Motion by Kinzinger/Rodgers to recommend approval of a Purchase of Services Agreement between McLean County and the Children's Foundation for the Provision and Administration of a Supervised Visitation and Safe Exchange Grant Program. Motion carried.

Chairman Renner presented transfers, as presented by the County Auditor, for review and approval by the Justice Committee.

Motion by Kinzinger/Nuckolls to recommend approval of the transfers, as presented by the County Auditor. Motion carried.

Chairman Renner presented bills, as presented by the County Auditor, for review and approval by the Justice Committee.

Motion by Nuckolls/Kinzinger to recommend approval
of the bills, as presented by the County Auditor.
Motion carried.

There being nothing further to come before the Committee at this time, Chairman
Renner adjourned the meeting at 7:05 p.m.

Respectfully submitted,

Carmen I. Zielinski
Recording Secretary